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Dated: October 11, 2005

Signature: Richard H. Anderson

(Richard H. Anderson)

Docket No.: 27702/10046A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Stephen O'Rourke et al.

Application No.: 10/616,658

Confirmation No.: 9960

Filed: July 10, 2003

Art Unit: 1711

For: LOW POLARITY DIMERATE AND
TRIMERATE ESTERS AS PLASTICIZERS
FOR ELASTOMERS

Examiner: U. K. Rajguru

RESPONSE TO NON-FINAL OFFICE ACTION DATED 09/09/2005

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the outstanding Office Action enclosed is a Terminal Disclaimer that obviates the obviousness double patent rejection of U.S. Patent No. 6,884,832 as well as pending applications Serial Nos. 10/435,212; 10/718,233; and 10/706,386.

It is submitted that in view of the Terminal Disclaimers, the double patenting rejections should be withdrawn.

In response to the 35 U.S.C. §102(e) rejections based on U.S. Patent Nos. 6,884,832 and 6,858,664, enclosed is a Declaration Under 35 U.S.C. §1.132 by co-inventors Gary Wentworth, Stephen E. O'Rourke and Kimberly L. Stefanisin stating that the claimed combination of the esters of formulas I - IV together with polymers originated with the Declarants and, therefore, was not the invention "by another" as required under 35 U.S.C. §102(e).

Application No. 10/616,658
Amendment dated October 11, 2005
Reply to Office Action of September 9, 2005

Docket No.: 27702/10046A

It is submitted that all claims are of proper form and scope for allowance.
Early and favorable consideration is respectfully requested.

Dated: October 11, 2005.

Respectfully submitted,

By Richard H. Anderson

Richard H. Anderson

Registration No.: 26,526

MARSHALL, GERSTEIN & BORUN LLP

233 S. Wacker Drive, Suite 6300

Sears Tower

Chicago, Illinois 60606-6357

(312) 474-6300

Attorney for Applicant